

Application No. 52.

Permit No. 13.

Certificate No. 450. **37992**

Ch. pt. of div. - 3 p. OR U. 15 p 310 (D-122) (Trans App # D 122) # 38-66 Total

FEEES PAID

Date	Amount	Receipt No.

Name J. Herman Huntman

By

Address Hillsboro Oregon

Stream Index, Page No.

Application Record, Book No.

FEEES REFUNDED

Date	Amount	Check No.

Date filed

Action suspended until

Returned to applicant

Date completed

Date of approval

ASSIGNMENTS

Date	To whom	Address	Volume	Page

REMARKS

CONSTRUCTION

Date for beginning

Date for completion

Extended to

Date for application of water

Extended to

PROSECUTION OF WORK

Form "A" filed

Form "B" filed

Form "C" filed

FINAL PROOF

Blank mailed

Proof received

Date certificate issued

Receipt for recording fee No.

NOTICE OF BEGINNING OF CONSTRUCTION

May 26-10
11
12

Permit No. 13
Application No. 52

I, J. Herman Huntmann, the holder of Application No. 52, being
Holder of Permit No. 13, issued by the State Engineer of the State of
Oregon for the appropriation of 50 second feet of the waters of Dairy Creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-
neer, began the actual construction of the works described thereon by the application of water to a
beneficial use on the 9th day of June, 1909, being within the time limitation as fixed
in said permit for the beginning of construction work.

1st installing Pump, intake pipe, discharge pipe and Engine.
The appropriator should state the manner of beginning construction work, number of men and teams employed, the
did the work our self - two of us, no out side help.
amount of work completed up to the date of this statement, and any additional information which may tend to show the
all done except some discharge pipe (about 1/2) not
beginning of work in good faith.
laid, applied water to 2 acres.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of Jan, 1912

Gillsboro Oreg. (Present Address) J. Herman Huntmann (Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

NOTICE OF COMPLETION OF CONSTRUCTION

Permit No. 13
Application No. 52

I, J. Herman Huntmann, holder of Application No. 52, being
Holder of Permit No. 13, issued by the State Engineer of the State of
Oregon for the appropriation of 50 second feet of the waters of Dairy Creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-
neer, have completed the construction of the works described therein for the application of water to
a beneficial use on the 1st day of August, 1909, being within the time limitation as
fixed in said permit for the completion of construction work.

Remarks:
If the works have a less capacity than as described in the permit, or you have definitely abandoned your
plan of irrigating any of the lands described in your permit, you should so state in order that our records may not be
unnecessarily encumbered.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of Jan, 1912

Gillsboro Oreg. (Present Address) J. Herman Huntmann (Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon. Form D should be used in reporting
progress of work if more than one year has been allowed for completion.

Permit No. 13
Application No. 52

I, J. Herman Huntmann, the holder of Application No. 52, being
Holder of Permit No. 13, issued by the State Engineer of the State of
Oregon for the appropriation of 50 second feet of the waters of Dairy Creek
in accordance with the tenor of such permit and the limitations endorsed thereon by the State Engi-
neer, have completely applied the water to a beneficial use, on the 1st day of Aug., 1910.
being the time limitation as fixed in said permit for the complete application of water to a beneficial
use.

Remarks:
If all of the water granted in the permit had not been fully applied to beneficial use, you should so state,
so that subsequent appropriators may have notice.

IN WITNESS WHEREOF, I have hereunto set my hand this 6th day of Jan, 1912

Gillsboro Oreg. (Present Address) J. Herman Huntmann (Signature of Applicant.)

Fill out, detach, and mail to the Secretary, Board of Control, Salem, Oregon.

Division No. 1 Permit No. 13 County of Washington
 Application No. 52

Proof of Appropriation of Water

(In accordance with the provisions of Chapter 216, Laws of Oregon for 1909, and the regulations of the State Water Board thereunder.)

From Dairy Creek Tributary of

1. Name J. Herman Huntmann

2. Postoffice address Hells Bars Ore

3. For what purpose is water used? irrigation

4. Did you begin the actual construction of the Ditch,

(or other distributing works described in said permit), on or before May 26 - 1910?

Yes

5. Give the date of completion of such construction work Aug. 1 - 1909

6. When was all the water completely applied to the proposed use? Sept. 1 - 1910

7. The description of land given below corresponds to that found in your permit covering land to be irrigated, or if for other purposes, the place of use. In the blank column on the right, headed "No. acres actually irrigated," fill in the number of acres you have irrigated in each of the tracts described.

Tp.	Rg.	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>1.S.</u>	<u>3W</u>	<u>1</u>	<u>SW SW 4</u>	<u>26.70</u> 26.70	<u>26.70</u>
			SE SW 4	26.70	
		<u>2</u>	<u>SE SE</u>	<u>3.3</u>	<u>3.3</u>
					<u>30.00</u>

8. During what months is water beneficially used? May, June, July, August, September, 15.

9. State the character of the soil and kind of crops raised Sand-Clay Loam.
Clover, Alfalfa, Kale, Mangles, Carrots.
10. Does the accompanying blue print of the map filed with your permit show correctly the location of diverting works and area of land where water is used? Yes
11. If not, state wherein such map is in error.....
12. If the dimensions of your ditch or dam do not correspond to those described in your permit, state what changes have been made, giving dimensions of ditch (or other distributing works)
13. If water is used for power, mining, domestic, municipal, storage, manufacturing, or any other purpose than irrigation, give the extent and method of such use.....

STATE OF OREGON,
 County of Washington } ss.

I, J. Herman Huntermann, being first duly sworn, depose and say that I have read the above and foregoing proof of appropriation of water; that I know the contents thereof; and that the facts therein stated are true.

IN WITNESS WHEREOF, I have hereunto set my hand this First day of May, 1914.

J. Herman Huntermann

Subscribed and sworn to before me this 1st day of May, 1914.

E. J. Russell
 Notary Public for Oregon.

(Notarial Seal)

AFFIDAVIT OF WITNESSES

We, Lucius A. Long and Ned S. Olsen,
of Hillsboro, Oregon, being first duly sworn, depose and say that
we are well acquainted with the facts and conditions set forth in the foregoing statement relative
to proof of appropriation of water under Permit No. 13; that we and each of us have
been over and upon each tract described in said proof and from such personal inspection, have
knowledge that all necessary ditches, dams and other diversion and distributing works have been
constructed, and water used as stated therein; that we have carefully read such proof of appropri-
ation, and that each and every statement contained therein is true to the best of our knowledge
and belief.

Lucius A. Long
Ned S. Olsen

Subscribed and sworn to before me this 1st day of May, 1914.

E. J. Kemalli
Notary Public for Oregon.

(Notarial Seal)

REPORT AND RECOMMENDATIONS TO STATE WATER BOARD
By Representative Taking Proof.

The above proof has been
submitted, and is in accord with
the rules of the State Water Board
governing such final proof.
I recommend that a certificate
be issued covering the land actually
irrigated.

H. K. Donnelly

OFFICE OF STATE WATER BOARD
RECEIVED

MAY 4 1914

SALMON, OREGON.

1914

Hillsboro Ore 3-4-14

State Water Board Salem Ore

OFFICE OF STATE WATER BOARD

RECEIVED

Sir

MAR 7 1914

SALEM, OREGON.

I received your letter of Feb. 4. relative to permit No 13 being expired.

and will say, I received your blanks at a time, when the plant was completed and in operation. So they were all filled out and returned to John H. Lewis, State Engineer. This was about 2 years ago.

Also prior to this, I had sent notice that the plant was completed and in operation. But received no reply. and later called personally on the State Engineer to find out why the water right certificate was not sent, and was told that the funds were not sufficient to do so at the time. But he said I would be protected just the same.

This is the last I heard of
it until I received your
letter of Feb 4. Saying
it would be subject to
cancellation in a short
time if no reply is sent.
Soon.

If you cannot find
the notices, please send me
new blanks, and I will
fill them out again.

Hoping this will answer
your inquiries.

I remain.

J. Herman Huntman

Hillsboro

O reg

January 4, 1963

Schroen, Brink and Huffman
Attorneys at Law
Lawyers Building
Hillsboro, Oregon

ATTN.: Mr. W. C. Schroen

Dear Sir:

There is no statutory provision for reissuing certificates just to show a change of ownership of the land involved. A perfected right as evidenced by a certificate is appurtenant to the land described unless specifically reserved in the deed, and no assignment of a perfected right is considered necessary.

So far as our records indicate, the rights described in the certificates recorded at page 20587 and page 450 are valid, and these rights can only be lost by five successive years of non-use.

I am returning the copy you submitted of the certificate recorded at page 20587 as Mr. Dwyck may wish to keep this for his records if he does not have the original.

Very truly yours,

CHRIS L. WINNEMER
State Engineer

By
Trevor Jones, Assistant

TJ:jp
Enclosure

March 31, 1958

Schwenn & Brink
Attorneys at Law
Lawyers Building
Hillsboro, Oregon

Attention: Mr. W. C. Schwenn

Gentlemen:

The certificate recorded in Volume 1, Page 450, State Record of Water Right Certificates was issued confirming Permit No. 13 in the name of J. Herman Huntemann and according to our records this right is valid.

Your attention is invited to ORS 540.610.

Very truly yours,

LEWIS A. STANLEY
State Engineer

By
Trevor Jones, Assistant

TJ:pm

SCHWENN & BRINK

ATTORNEYS AT LAW

LAWYERS BUILDING

HILLSBORO, OREGON

TELEPHONE 3891

MERVIN W. BRINK
W. C. SCHWENN

THOMAS A. HUFFMAN

March 26, 1958

Mr. Charles Strickland
State Engineer
Salem, Oregon

RECEIVED
MAR 28 1958

STATE ENGINEER
SALEM, OREGON

Dear Mr. Strickland:

Mr. William Huntemann, the successor in interest to J. Herman Huntemann, holds State Water Permit No. 13, Application No. 52, which application was approved May 26, 1909.

William Huntemann is now selling the property to which Permit No. 13 applies to Edmund and Gertrude Duyck, husband and wife. Huntemann desires to assign the water right above described to the Duycks, and as attorney for the Duycks I desire to know whether this water permit is in good standing, and if not, what is required to make this a good and subsisting permit.

Thank you.

Very truly yours,



WCS:sh

May 9, 1914.

Mr. J. Herman Runtemann,

Hillsboro, Ore.

Dear Sir,-

Acknowledgment is made of the receipt of proof of appropriation of water under Permit No. 13.

This proof appears to be in proper form, and will be presented to the State Water Board at its next meeting for approval and issuance of certificate.

Very respectfully,

Secretary.

May 4, 1914.

Mr. J. Herman Huntemann,

Hillsboro, Oregon.

Dear Sir,-

Acknowledgment is made of the receipt of proof of appropriation of water under your Permit No. 13, together with \$1.00 recording fee required by law.

I am returning your proof herewith for answer to question 7, as no certificate can be issued until this question is fully covered. You should fill in the number of acres actually irrigated in each of the forty acre tracts described, in the column on the right, which has been left blank.

You should furnish the desired information and return your proof to this office as soon as possible, so that it can be presented at the next meeting of the Board for approval.

Very respectfully,

Secretary.

ap- 62

OFFICE OF STATE ENGINEER

RECEIVED

AUG 29 1910

SALEM, OREGON.

#6A-

Hillsboro Ore 8-27-10

J. H. Lewis State Engineer Salem

Dear Sir,

Permit No 13.

The pumping plant is completed, and water is applied to full beneficial use.

Yours truly

Mr. J. Herman Hunterman,

Hillsboro

Oregon